

25 September 1953

James H. Douglas, Under Secretary  
Department of the Air Force  
Washington, D. C.

Dear Secretary Douglas:

Your letter to Governor Anderson under date of August 29, 1953, together with the map of land in Meade and Pennington Counties which is used in connection with the military reservation officially designated Ellsworth Air Force Base (formerly known as Rapid City Air Force Base), was handed to this office for attention a few days ago.

The map has been filed and recorded in accordance with Section 55.0104, SDC 1939.

In compliance with the request of Governor Anderson there are enclosed herewith a Certificate as to the filing and recording of the map, to which is attached a photographic copy of the map as recorded and the copy of your letter of August 29th. with Governor Anderson's signature thereon. I am also enclosing the other carbon copy of your letter to Governor Anderson which appears to be intended for your files.

Trusting you will find the enclosures in proper order, I am

Very truly yours,

GERALDINE OSTROOT  
Secretary of State

k-dl

Enc.

C O P Y

12 November 1953

Corps of Engineers, U. S. Army  
Office of the Division Engineer  
Missouri River Division  
P. O. Box 1216  
Omaha 1, Nebraska

Re: File No. 680.2 (Ellsworth AFB, SD)  
MRDRC

Attention: W. R. Goodall, Jr.  
Chief, Real Estate Division

Dear Sir:

This will acknowledge receipt of your letter of November 4, 1953 in which you make reference to the Department of the Air Force letter dated 29 August 1953 to Governor Anderson concerning acceptance of jurisdiction over certain land for use in connection with the Ellsworth Air Force Base near Rapid City, South Dakota.

Segment 2 (showing Tract 102) of the map which you attached to your letter of the 4th. has been attached to Segment 1 which was filed and recorded in this office on September 21, 1953, in accordance with your request.

Very truly yours,

GERALDINE OSTROOT  
Secretary of State

k-dl

C O P Y



# INTER-DEPARTMENT CORRESPONDENCE

## State of South Dakota



FROM DEPT OF ATTORNEY GENERAL

TO DEPT OF GOVERNOR

SUBJECT Ellsworth Air Base,  
Rapid City, So. Dak.

DATE Sept. 17, 1953

*File*

By these papers the United States takes exclusive jurisdiction of the area described. The plat and attached legal descriptions should be filed with the Secretary of State and her endorsement placed thereon as to that fact. When filed she should fill out attached certificate form and send it, together with the copy of the original letter to the governor upon which appears his endorsement of receipt to James H. Douglas, Under Secretary, Department of the Air Force, Washington, D. C.

Heretofore it has been the practice of the governor to keep in his files the original letter of acceptance of jurisdiction. Every Governor has a different system of keeping files. Often it has been difficult to locate the acceptances of exclusive jurisdiction without which it is presumed that exclusive jurisdiction was not taken. I would suggest that in the future all original letters of acceptance of exclusive jurisdiction be filed with the Secretary of State along with the Plat of the area taken. By this method an accurate record would be available and it could be readily ascertained whether exclusive jurisdiction was taken.

Frequently the government takes title to real estate, plats of which must be filed with the Secretary under SDC 55.0104, but does not always take exclusive jurisdiction.

EDB

EDB:mb

STATE OF SOUTH DAKOTA  
OFFICE OF THE SECRETARY OF STATE

I, GERALDINE OSTROOT, Secretary of  
State of the State of South Dakota, do hereby certify that pursuant  
to South Dakota Code of 1939, Section 55.0104, there was duly filed  
in my office on the 21st day of September, 1953 a  
map of 2193.59 acres of land, more or less, situate in  
Meade and Pennington Counties, South Dakota, acquired by the United  
States for and in connection with a military reservation officially  
designated Ellsworth Air Force Base (formerly known as Rapid City  
Air Force Base); that the map attached to this certificate is a  
true and correct photographic copy of the original thereof on file  
in my office; and that said map has been recorded in Book 1,  
page 39, of the Miscellaneous Records of my office.

Secretary of State of South Dakota

DATE: September 25, 1953.



ENG FORM 999  
1 Jan. 46

COMS OF ENGINEERS, U. S. ARMY  
MISSOURI RIVER DIVISION  
REAL ESTATE DIVISION  
OMAHA, NEBRASKA  
TRACT MAP

Project Rapid City AFB  
Tract 102 and 103 E

Name of Owner Clarence W. Watson

Tract 102

A tract of land situated in the SE $\frac{1}{4}$  of Section 11, Township 1 North, Range 9 East of the Black Hills Meridian, Pennington County, South Dakota, more particularly described as follows: Commencing at the SE corner of said Section 11; thence Northerly along the East line of said Section 11 for a distance of 976.6 feet; thence in a Northwesterly direction, deflecting  $86^{\circ}24'46''$  to the left for a distance of 406.03 feet to the point of beginning of the tract of land herein described; thence, from said point of beginning Southerly, parallel to the East line of said Section 11 for a distance of 100.0 feet; thence in a Westerly direction, deflecting  $90^{\circ}00'$  to the right for a distance of 125.0 feet; thence in a Northerly direction parallel to the East line of said Section 11 for a distance of 140.0 feet; thence in an Easterly direction, deflecting  $90^{\circ}00'$  to the right, for a distance of 75.0 feet; thence in a Southeasterly direction, 65.0 feet to the point of beginning.

The tract of land herein described contains 0.30 acres, more or less.

Tract 103E

A tract of land situated in the SE $\frac{1}{4}$  of Section 11, Township 1 North, Range 9 East of the Black Hills Meridian, Pennington County, South Dakota, more particularly described as follows: Beginning at a point on the East line of said Section 11, which point is Northerly, 876.6 feet from the SE corner of said Section 11; thence in a Northwesterly direction, deflecting  $86^{\circ}24'46''$  to the left, 406.03 feet; thence Northerly parallel to the East line of said Section 11 for a distance of 100.0 feet; thence in a Southeasterly direction, deflecting  $93^{\circ}35'14''$  to the right, 406.03 feet to a point on the East line of said Section 11; thence Southerly along the East line of said Section 11 for a distance of 100.0 feet to the point of beginning.

The tract of land herein described contains 0.93 acres, more or less.

* Tract 102	0.38 acres
" 103E	0.93 acres

I certify that this is an accurate map of Tract 102 and 103E based on actual survey which shows this tract to contain \* acres, more or less.

Name Frank M. Nelson

Title Cartographic Compilation Aide

Date (Revised 27 October 1952)

Indicate whether map is based on General Land Office records, aerial survey, deed description or actual survey.

96-184

copy

DEPARTMENT OF THE AIR FORCE  
WASHINGTON

Segment 2  
7 map on  
page 41

OFFICE OF THE SECRETARY

AUG 29 1953

Dear Governor Anderson:

The laws of the State of South Dakota, South Dakota Code of 1939, Sections 55.0101 and 55.0102, permit the assumption of exclusive Federal jurisdiction over lands within the State, acquired by the United States for any public building, public work, or other public purpose. South Dakota Code of 1939, Section 55.0104, requires that a map of any land within the State acquired by the United States be filed and recorded in the office of the Secretary of State.

Under Section 355, Revised Statutes, as amended by the Act of February 1, 1940 (54 Stat. 19), and by the Act of October 9, 1940 (54 Stat. 1003; 40 U.S.C. 255), it is provided in effect that unless and until the United States has accepted jurisdiction over lands acquired or in which any interest shall have been acquired after February 1, 1940, it shall be conclusively presumed that no such jurisdiction has been accepted.

The United States has recently acquired certain real estate within the State of South Dakota, which is more particularly described in Enclosure No. 1.

In compliance with the provisions of South Dakota Code of 1939, Section 55.0104, a map of the above described land is enclosed, together with a draft of certificate of filing and recordation. It is requested that the enclosed map be filed and recorded in the office of the Secretary of State of South Dakota and that the certificate be executed by the proper official.

Accordingly, notice is hereby given that the United States accepts exclusive jurisdiction over the above described land which has been acquired for the purposes contemplated by the Statutes hereinabove referred to. The land is used in connection with the military reservation officially designated Ellsworth Air Force Base (formerly known as Rapid City Air Force Base).

It will be appreciated if you will return the enclosed copy of this letter with your signature indorsed thereon, and with the executed certificate of filing and recordation attached thereto.

Sincerely yours,

James H. Douglas /s/

Enclosures - 2

James H. Douglas  
Under Secretary

Honorable Sigurd Anderson  
Governor of South Dakota  
Pierre, South Dakota